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THUNDER PROPERTIES, INC.

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8 UNITED STATES DISTRICT COURT
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10 DISTRICT OF NEVADA

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BANK OF AMERICA, N.A.,)
vs.) Plaintiff,) Case No. 3:17-cv-00087-MMD-WGC
TOWNHOUSE GREENS ASSOCIATION,)
INC. and THUNDER PROPERTIES, INC.,)
Defendants.)

STIPULATION AND ORDER TO EXTEND TIME TO RESPOND TO
MOTION FOR PARTIAL SUMMARY JUDGMENT
(Third Request)

COMES NOW, Defendant, THUNDER PROPERTIES, INC. and Plaintiff, BANK OF AMERICA, N.A., by and through their undersigned counsel, and hereby stipulate and agree as follows:

1. On April 2, 2019, Plaintiff filed a Motion for Partial Summary Judgment herein [ECF #40]. Responses to said Motion are were originally due on April 23, 2019.
2. On April 23, 2019, the parties submitted a stipulation to extend the time to respond to the subject motion until May 14, 2019. [ECF #41]. Said stipulation was approved by the Court on the same date. [ECF #42].
3. On May 14, 2019, the parties submitted a second stipulation to extend the time to respond to the subject motion until May 28, 2019. [ECF #43]. Said stipulation

1 was approved by the Court on May 15, 2019. [ECF #44].

- 2 4. Thunder's counsel was required to devote time and attention to numerous other
3 pending legal matters between May 14, 2019 and May 28, 2019. As a result,
4 counsel was unable to file Thunder's Opposition to the subject Motion prior to
5 May 28, 2019. The Opposition has been filed concurrently with this stipulation.
6 [ECF #46].
- 7 5. Thunder's counsel respectfully submits that the failure to timely file the
8 Opposition was the result of excusable neglect and that this matter should be
9 decided on the merits.
- 10 6. The parties stipulate and agree that Thunder's Opposition which is being filed
11 concurrently herewith on May 30, 2019, shall be deemed timely filed.
- 12 7. Plaintiff shall have an extension of time until June 17, 2019 in which to file any
13 Reply.
- 14 8. This Stipulation is made in good faith and not for purpose of delay.

15 Dated this 30th day of May, 2019.

16 ROGER P. CROTEAU &
17 ASSOCIATES, LTD.

AKERMAN, LLP

18 /s/ Timothy E. Rhoda
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21 *Attorney for Plaintiff*
Bank of America, N.A.

24 IT IS SO ORDERED.

25 By: 
Judge, U.S. District Court

26 Dated: June 4, 2019

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 30th day of May, 2019, I served via the United States District Court CM/ECF electronic filing system, the foregoing **STIPULATION AND ORDER TO EXTEND TIME TO RESPOND TO MOTION FOR PARTIAL SUMMARY JUDGMENT (Third Request)** to the following parties:

SUMMARY JUDGMENT (Third Request) to the following parties:

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